Attorney Docket No.
67175524.001401

SIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sullivan, et al.

Application No.:   10/772,084

Group Art Unit: 2856

Filing Date: February 3, 2004

Examiner: Andre K. Jackson

For: Systems and Methods for Calibrating Osmolarity
Measuring Devices

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

The following is a response to the Examiner's Action dated September 28, 2005. Enclosed is a check in the amount of $120.00 for the fee for an extension for response within the first month.

The Action indicates that a restriction to one of the following inventions is required under 35 U.S.C. 121:

I.   Claims 1-7, drawn to an osmolarity measuring system, classified in class 73, subclass 1.02.

II.   Claims 8-26, drawn to an osmolarity measuring system, classified in class 73, subclass 1.03.

Applicants hereby elect Group I to be examined. Applicants expressly reserve the right under 35 U.S.C. § 121 to file one or more divisional or continuation applications directed to the
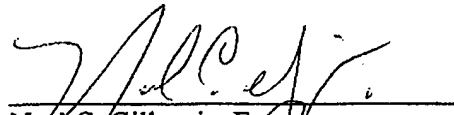
nonelected subject matter during the pendency of this application, or an application claiming the benefit of this application under 35 U.S.C. § 120.

Applicants respectfully submit that pending claims 1-7 are in condition for consideration and examination. The Commissioner is hereby authorized to charge any additional fees or credit any over payments due with this response to deposit account 13-0480 referencing attorney docket number 67175524-001401.

Respectfully Submitted,

Date: November 28, 2005
By: _____
Noel C. Gillespie, Esq.
Reg. No. 47,596
Baker & McKenzie
2001 Ross Avenue, Suite 2300
Dallas, TX 75201
Telephone: (619) 235-7753
Facsimile (214) 978-3099

2